

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

#4
2.9.3

In re the Application of: **FUJISAWA, Chihiro et al.**

Group Art Unit: 1745

Serial No.: 09/813,998

Examiner: YUAN

Filed: **March 22, 2001**

P.T.O. Confirmation No.: 2676

For: **NICKEL ELECTRODE FOR ALKALINE STORAGE BATTERY AND METHOD OF MANUFACTURING THE SAME**

RESPONSE TO RESTRICTION AND SPECIES REQUIREMENTS

Commissioner for Patents
Washington, D.C. 20231

Date: February 3, 2003

Sir:

This paper is submitted in response to the Official Action dated **January 8, 2003**.

In the Action, restriction is required between Group (I), Claims 1 and 2; and Group (II), Claims 3 and 4. In addition, an election of species is required if Group (II) is elected.

Applicants hereby elect the subject matter of Group (I), Claims 1 and 2 for prosecution in this application. This election is made without traverse, it being understood that the applicants' rights to the filing of a divisional application directed to the non-elected subject matter under 35 USC 120 and 35 USC 121 are retained.

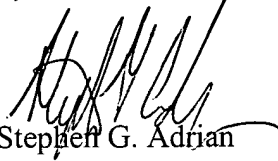
In the event that this paper is not timely filed, applicants hereby petition for an appropriate extension of time. The fee for any such extension may be charged to our Deposit Account No. 01-2340.

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In the event any additional fees are required in connection with this response, please
charge our Deposit Account No. 01-2340.

Respectfully submitted,

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PATENT TRADEMARK OFFICE